

25 March 1982

NOTE FOR:

[Redacted]

STAT

FROM:

Chief, Legislation Division, OGC

SUBJECT: Details to the Intelligence Community Staff

I thought you might be interested in the attached letter from OPM Director Donald J. Devine. No action appears necessary at this time.

[Redacted]

STAT

Attachment

**Office of
Personnel Management**

Washington, D.C. 20415

In Reply, Refer To:

March 23, 1982

Your Reference

Mr. James N. Frey
Assistant Director for Legislative Reference
Office of Management and Budget
Washington, D.C. 20503

Dear Mr. Frey:

This is in reply to your February 3 request for our views on a CIA draft bill entitled the "Intelligence Authorization Act for Fiscal year 1983." Our comments concern a provision in Title II dealing with Federal employees detailed to the Intelligence Community Staff (ICS).


Section 201 provides that officers or employees of other elements of the United States Government may be detailed to the ICS on a reimbursable basis except that details for less than 1 year may be on a nonreimbursable basis. A similar provision appears in the intelligence authorization act for fiscal year 1982.

While there are many examples of statutory authorities permitting the detail of a Federal agency's employees, problems develop when details of the same individuals are continued for many years. By definition, a detail is a temporary assignment of an employee to a different job for a specified period, with the employee's returning to the regular job at the end of the detail.

The ICS was established early in 1978 to provide budget, program evaluation, and other management services to the Director of Central Intelligence. As of September 30, 1981, it was authorized 220 full-time positions, filled by its own employees and, in order to assure representation of other Government elements, employees detailed from other agencies. In reporting out the current intelligence authorization act, the House Permanent Select Committee on Intelligence mentioned that some ICS personnel "are detailed for several years from various intelligence elements."

While continuing to be paid at rates appropriate for their regular jobs, the work of employees on detail may be of a different type or level of skill than the regular job on which their pay is set. Because of variations among the employment systems of individual agencies, detailed employees may be treated differently than if they were working in their regular jobs. While we do not recommend a specific time limit, we would like to invite CIA's attention to these concerns for its consideration.

Sincerely,



Donald J. Devine
Director

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REMARKS		

Gratuitous comments from Devine of OPM

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